## UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

In Re Ex Parte Application of Porsche Automobil Holding SE for an Order Pursuant to 28 U.S.C. § 1782 Granting Leave to Obtain Discovery for Use in Foreign Proceedings.

Case No. 1:15-mc-00417-P1

## SUPPLEMENTAL DECLARATION OF ROBERT J. GIUFFRA, JR.

ROBERT J. GIUFFRA, JR. hereby declares under penalty of perjury as follows:

- 1. I am admitted to practice in the United States District Court for the Southern District of New York and am a member of the law firm Sullivan & Cromwell LLP, counsel to Porsche Automobil Holding SE ("PSE" or "Petitioner") in the above-captioned action. I submit this Supplemental Declaration in support of PSE's Cross-Motion To Compel Discovery From Respondents and in opposition to Respondents' Motion To Vacate or Quash.
  - 2. Attached hereto are true and correct copies of the following:

Supplemental Declaration of Dr. Markus Meier in Support of PSE's Exhibit A Cross-Motion To Compel Discovery From Respondents and in Opposition to Respondents' Motion To Vacate or Quash.

Certified Translation of the Official Minutes of the Hearing before the Regional Court of Hanover on December 8, 2015, *Effecten-Spiegel, et al.* v. *Porsche Automobil Holding SE*, Dkt. No. 18 O 175/15.

Order Granting Discovery Pursuant to 28 U.S.C. § 1782, In re Ex Parte

Application of Porsche Automobil Holding SE for an Order Pursuant to
28 U.S.C. § 1782 Granting Leave to Obtain Discovery for Use in Foreign

Proceedings, 1:15-mc-00417 (SAS) (S.D.N.Y. Dec. 29, 2015).

Order Granting Discovery Pursuant to 28 U.S.C. § 1782, In re Ex Parte Application of Porsche Automobil Holding SE for an Order Pursuant to 28 U.S.C. § 1782 Granting Leave to Obtain Discovery for Use in Foreign Proceedings, 3:15-mc-00183 (VLB) (D. Conn. Jan.. 4, 2016).

Exhibit D

Subpoena For Testimony Served on Firefly Value Partners, LP, *In re Ex Parte Application of Porsche Automobil Holding SE for an Order Pursuant to 28 U.S.C. § 1782 Granting Leave to Obtain Discovery for Use in Foreign Proceedings*, 1:15-mc-00417 (S.D.N.Y.), Served on December 30, 2015.

Exhibit E

Subpoena To Produce Documents Served on Firefly Value Partners, LP, In re Ex Parte Application of Porsche Automobil Holding SE for an Order Pursuant to 28 U.S.C. § 1782 Granting Leave to Obtain Discovery for Use in Foreign Proceedings, 1:15-mc-00417 (S.D.N.Y.), Served on December 30, 2015.

Exhibit F

Subpoena For Testimony Served on FVP GP, LLC, In re Ex Parte Application of Porsche Automobil Holding SE for an Order Pursuant to 28 U.S.C. § 1782 Granting Leave to Obtain Discovery for Use in Foreign Proceedings, 1:15-mc-00417 (S.D.N.Y.), Served on December 30, 2015.

Exhibit G

Subpoena To Produce Documents Served on FVP GP, LLC, *In re Ex Parte Application of Porsche Automobil Holding SE for an Order Pursuant to 28 U.S.C. § 1782 Granting Leave to Obtain Discovery for Use in Foreign Proceedings*, 1:15-mc-00417 (S.D.N.Y.), Served on December 30, 2015.

Exhibit H

Subpoena For Testimony Served on Marble Arch Investments GP, *In re Ex Parte Application of Porsche Automobil Holding SE for an Order Pursuant to 28 U.S.C. § 1782 Granting Leave to Obtain Discovery for Use in Foreign Proceedings*, 1:15-mc-00417 (S.D.N.Y.), Served on December 30, 2015.

Exhibit I

Subpoena To Produce Documents Served on Marble Arch Investments GP, In re Ex Parte Application of Porsche Automobil Holding SE for an Order Pursuant to 28 U.S.C. § 1782 Granting Leave to Obtain Discovery for Use in Foreign Proceedings, 1:15-mc-00417 (S.D.N.Y.), Served on December 30, 2015.

Exhibit J

Subpoena For Testimony Served on Marble Arch Investments LP, *In re Ex Parte Application of Porsche Automobil Holding SE for an Order Pursuant to 28 U.S.C. § 1782 Granting Leave to Obtain Discovery for Use in Foreign Proceedings*, 1:15-mc-00417 (S.D.N.Y.), Served on December 30, 2015.

Exhibit K

Subpoena To Produce Documents Served on Marble Arch Investments
LP, In re Ex Parte Application of Porsche Automobil Holding SE for an
Order Pursuant to 28 U.S.C. § 1782 Granting Leave to Obtain Discovery
for Use in Foreign Proceedings, 1:15-mc-00417 (S.D.N.Y.), Served on
December 30, 2015.

Subpoena For Testimony Served on Tremblant Capital LP d/b/a Exhibit M Tremblant Capital Group, *In re Ex Parte Application of Porsche Automobil Holding SE for an Order Pursuant to 28 U.S.C. § 1782 Granting Leave to Obtain Discovery for Use in Foreign Proceedings*, 1:15-mc-00417 (S.D.N.Y.), Served on December 31, 2015.

Subpoena To Produce Documents Served on Tremblant Capital LP d/b/a
Tremblant Capital Group, In re Ex Parte Application of Porsche
Automobil Holding SE for an Order Pursuant to 28 U.S.C. § 1782
Granting Leave to Obtain Discovery for Use in Foreign Proceedings,
1:15-mc-00417 (S.D.N.Y.), Served on December 31, 2015.

Subpoena For Testimony Served on Tremblant Holdings LLC, *In re Ex*Parte Application of Porsche Automobil Holding SE for an Order

Pursuant to 28 U.S.C. § 1782 Granting Leave to Obtain Discovery for

Use in Foreign Proceedings, 1:15-mc-00417 (S.D.N.Y.), Served on

December 31, 2015.

Subpoena To Produce Documents Served on Tremblant Holdings LLC, In re Ex Parte Application of Porsche Automobil Holding SE for an Order Pursuant to 28 U.S.C. § 1782 Granting Leave to Obtain Discovery for Use in Foreign Proceedings, 1:15-mc-00417 (S.D.N.Y.), Served on December 31, 2015.

Subpoena For Testimony Served on Tremblant-Trident Capital LP, *In re Ex Parte Application of Porsche Automobil Holding SE for an Order Pursuant to 28 U.S.C. § 1782 Granting Leave to Obtain Discovery for Use in Foreign Proceedings*, 1:15-mc-00417 (S.D.N.Y.), Served on December 31, 2015.

Subpoena To Produce Documents Served on Tremblant-Trident Capital LP, In re Ex Parte Application of Porsche Automobil Holding SE for an Order Pursuant to 28 U.S.C. § 1782 Granting Leave to Obtain Discovery for Use in Foreign Proceedings, 1:15-mc-00417 (S.D.N.Y.), Served on December 31, 2015.

Subpoena For Testimony Served on Tremblant-Trident Holdings LLC, In re Ex Parte Application of Porsche Automobil Holding SE for an Order Pursuant to 28 U.S.C. § 1782 Granting Leave to Obtain Discovery for Use in Foreign Proceedings, 1:15-mc-00417 (S.D.N.Y.), Served on December 31, 2015.

Exhibit S

Subpoena To Produce Documents Served on Tremblant-Trident Holdings LLC, In re Ex Parte Application of Porsche Automobil Holding SE for an Order Pursuant to 28 U.S.C. § 1782 Granting Leave to Obtain Discovery for Use in Foreign Proceedings, 1:15-mc-00417 (S.D.N.Y.), Served on December 31, 2015.

Exhibit T

Executed on January 25, 2016 in New York, New York.